

MINUTES OF THE REGULAR MEETING OF THE
BOARD OF EMERY COUNTY COMMISSIONERS
HELD IN THE EMERY COUNTY COURTHOUSE

FEBRUARY 2, 2016

Present at the meeting was Commissioner Keith Brady, Commissioner Ethan Migliori, Commissioner Paul Cowley, Attorney Mike Olsen, Deputy Clerk/Auditor Carol Cox, elected officials and citizens.

CONSENT AGENDA

(1)
APPROVAL OF CHECK EDIT LIST, REQUISITIONS, AND DISPOSITIONS.

The Warrant Check Edit List #239292 through and including #239387 was presented for payment.

Requisitions were presented for the following:

<u>REQUISITION</u>	<u>DESCRIPTION</u>	<u>AMOUNT</u>
3-16	4RE In-Car Camera system Sheriff	\$9,990.00
4-16	TWECO Fabricator 211i Highway	\$1,050.00
5-16	Washer for Jail Sheriff/Jail	\$9,830.00

(2)
APPROVAL OF COMMISSION MEETING MINUTES DATED JANUARY 19, 2016.

(3)
APPROVAL OF BUSINESS LICENSE FOR KRIS'S PRO-SHOP.

(4)

APPROVAL OF LAMAR GUYMON AS HUNTINGTON CITY REPRESENTATIVE ON THE EMERY COUNTY RECREATION SPECIAL SERVICE DISTRICT.

(5)

APPROVAL OF PROMOTION OF JUSTIN TRUMAN TO ROAD FOREMAN GRADE 22

Motion to approve the Consent agenda was made by Commissioner Ethan Migliori, seconded by Commissioner Paul Cowley, and the motion passed.

DISCUSSION AGENDA

(1)

ITEMS PULLED FROM THE CONSENT AGENDA.

There were no items pulled from the agenda for discussion.

Commissioner Keith Brady made a presentation to Blake Gardner for 35 years of accumulated service to Emery County.

Deputy Blake Gardner began his career with the Emery County Sheriff's office on December 1, 1979. He started working in dispatch and then attended POST. After graduation he worked as a patrol deputy and on the scuba dive team. He was part of the I-70 Interdiction program. Blake is the only K-9 unit for the Sheriff's Department. He has had four dogs Enzo, Oscar, Nikko and currently Murphy. When Blake was sent to K-9 training he thought he didn't pass, but he did pass. Wendall Knop (the dog guru) said Blake was gifted with handling dogs. Blake married Becky Huntington on February 23, 1980. They have made their home in Cleveland and have four children. Becky said at first being a deputy's wife was hard because he was gone on holidays and sleeping alone at night, but now it is just a part of life. Becky said, "she is extremely proud of Blake for being a deputy and is proud of the job he has done. The Emery County Sheriff's Office is very proud of Blake for his 35 years of accumulated, devoted service. His years of experience and service have helped to keep our community safe and he is a good example for younger deputies.

(2)

DANA GRAY, REQUEST WAIVER OF RENTAL FEE AT THE MUSEUM OF THE SAN RAFAEL FOR THE ANNUAL EAGLE SCOUT RECOGNITION BANQUET.

Dana Gray explained that they have 20 young men who will receive their Eagle Award for

worthwhile projects. She requested approval to waive the fee to use the Museum of the San Rafael for their Eagle Scout Recognition Banquet in April 2016. Commissioner Ethan Migliori made a motion to approve waiving the fee for use of the Museum of the San Rafael for their Eagle Scout Recognition Banquet. The motion was seconded by Commissioner Paul Cowley. The motion passed.

(3)

CONSIDERATION AND APPROVAL OF SOUTHEASTERN UTAH ENERGY PRODUCERS ASSOCIATION MEMBERSHIP DUES.

Commissioner Ethan Migliori made a motion to approve payment of \$500.00 for Southeastern Utah Energy Producers Association Membership dues. The motion was seconded by Commissioner Paul Cowley. The motion passed.

(4)

DISCUSSION AND APPROVAL TO BEGIN THE ADVERTISING PROCESS FOR EXPIRED TERMS OF OFFICE ON THE EMERY WATER CONSERVANCY DISTRICT.

Commissioner Keith Brady explained that Emery Water Conservancy District has 3 vacancies on their board due to expired terms. Commissioner Ethan Migliori made a motion to advertise for candidates to fill 3 expired terms on Emery Water Conservancy District. The motion was seconded by Commissioner Paul Cowley. The motion passed.

(5)

CONSIDERATION AND APPROVAL OF APPOINTMENT OF MARLENE MIYASAKI AND CAROL ANN EKKER TO THE EMERY COUNTY LIBRARY BOARD.

Commissioner Paul Cowley made a motion to approve appointment of Marlene Miyasaki and Carol Ann Ekker to the Emery County Library Board. The motion was seconded by Commissioner Ethan Migliori. The motion passed.

(6)

CONSIDERATION AND APPROVAL OF APPOINTMENT OF DEWAYNE FOWLER AND MARY KAVA ON THE COUNCIL OF AGING AND NUTRITION.

Commissioner Ethan Migliori made a motion to approve appointment of Dewayne Fowler and Mary Ann Kava on the Council of Aging and Nutrition. The motion was seconded by Commissioner Paul Cowley. The motion passed.

(7)

CONSIDERATION AND APPROVAL OF PURCHASE ORDER THROUGH JOHN DEERE TO BEGIN THE PROCESS TO LEASE BACKHOE FOR GREEN RIVER ROAD SHOP.

Commissioner Keith Brady explained that this is the same process that the Road Department went through to lease a backhoe for the Castle Dale Road Shop. The cost is \$891.00 for the year. Commissioner Ethan Migliori made a motion to approve beginning the process to lease a backhoe for Green River Road Shop. The motion was seconded by Commissioner Paul Cowley. The motion passed.

(8)

CONSIDERATION AND APPROVAL OF AMENDMENT #1 TO INTER-AGENCY COORDINATION AND SUB-RECIPIENT CONTRACT AGREEMENT BETWEEN EMERY COUNTY AND SEUAOG.

Commissioner Ethan Migliori made a motion to approve of Amendment #1 to Inter-Agency Coordination and Sub-Recipient Contract Agreement between Emery County and SEUAOG for the Aging and Nutrition Program. The motion was seconded by Commissioner Paul Cowley. The motion passed.

(9)

CONSIDERATION AND APPROVAL TO PURCHASE AN ADD IN THE SPECIAL ENERGY EDITION OF THE EMERY COUNTY PROGRESS/SUN ADVOCATE.

Commissioner Ethan Migliori made a motion to approve purchasing an add to include all elected officials in the Special Energy Edition of the Emery County Progress/Sun Advocate. The motion was seconded by Commissioner Paul Cowley. The motion passed.

(10)

CONSIDERATION AND APPROVAL OF MEMORANDUM OF UNDERSTANDING BETWEEN EMERY COUNTY AND EMERY COUNTY SCHOOL DISTRICT REGARDING USE OF THE AQUATIC CENTER.

Commissioner Keith Brady reviewed an MOU between Emery County and Emery County School District regarding use of the Aquatic Center. Attorney Mike Olsen recommended approval. Commissioner Ethan Migliori made a motion to approve of Memorandum of Understanding between Emery County and Emery County School District regarding use of the Aquatic Center. The motion was seconded by Commissioner Paul Cowley. The motion passed.

(11)

CONSIDERATION AND APPROVAL OF AGREEMENT BETWEEN BUREAU OF LAND MANAGEMENT PRICE FIELD OFFICE AND EMERY COUNTY TO COMPLETE A RECREATION AND DEVELOPMENT STRATEGY FOR THE SEGMENTS OF THE NATIONAL HISTORIC OLD SPANISH TRAIL.

Commissioner Migliori explained that the Trails Committee has appropriated \$4,000.00 for a Recreation and Development Strategy for the segments of the National Historic Old Spanish Trail. These funds along with other BLM funds will be used to cover travel costs and wages for an intern from the BLM Utah State Office. This intern will work on and complete a Recreation and Development Strategy for segments of the Old Spanish Trail within Emery County. The Recreation and Development Strategy will identify recreation routes that the public can follow to experience segments of the Old Spanish Trail. It will also identify areas that could possibly be developed including trailheads, interpretive sites, overlooks, and campgrounds. This is in conjunction with a larger multi-state effort to add on to the Old Spanish Trail. A sign plan for these recreation routes will also be developed. Commissioner Paul Cowley made a motion to approve of Agreement between BLM Price Field Office and Emery County to complete a Recreation and Development Strategy for the segments of the National Historic Old Spanish Trail. The motion was seconded by Commissioner Ethan Migliori. The motion passed.

(12)

DISCUSSION AND APPROVAL OF SUPPORT FOR THE MUSEUM OF THE SAN RAFAEL TO PARTNER WITH UTAH HUMANITIES ASSOCIATION TO HOST A TRAVELING EXHIBIT IN 2017.

Meagan Wilberg, Museum of the San Rafael came before the board of Commissioners to seek support for the museum of the San Rafael to partner with Utah Humanities Association to host a traveling exhibit in 2017. She explained that the traveling exhibit will be called "The Way We Have Worked" in the summer of 2017. Commissioner Cowley commented that this is a great opportunity for Emery County and hopes for support from the communities. Meagan indicated that \$500.00 has been budgeted for travel expenses. Commissioner Paul Cowley made a motion to approve of support for the Museum of the San Rafael to partner with Utah Humanities Association to host a traveling exhibit in 2017. The motion was seconded by Commissioner Ethan Migliori. The motion passed.

(13)

CONSIDERATION AND APPROVAL OF ADVERTISING A RFP FOR AN EVENT PLANNER FOR EMERY COUNTY.

Tina Carter, Emery County Travel Council requested approval of advertising a RFP for an Event

Planner for Emery County. The Event Planner would promote new events for Emery County. This is a one year experiment and effort to expand opportunities in Emery County. Commissioner Ethan Migliori made a motion to advertise for a RFP for an Event Planner. The motion was seconded by Commissioner Paul Cowley. The motion passed.

(14)

CONSIDERATION AND POSSIBLE APPROVAL OF RECREATION SPECIAL SERVICE DISTRICT OPERATING ASSISTANCE LOAN.

Commissioner Migliori explained that Attorney Mike Olsen has drafted an agreement between Emery County and Emery County Recreation Special Service District for an operating assistance loan that will hold them out until mineral lease money comes in to the County. For value received, the Rec District promises to pay to Emery County the sum of \$100,000.00 at a rate of 1.5% per annum, computed on the actual days elapsed, on the basis of 360 days per year, payable on demand from the date until maturity. All installments of principal and interest will be taken out of the mineral lease revenues when received. The agreement is for the purpose of the loan is for supporting operations of the Recreation District. Payments will begin on July 1, 2016. Commissioner Ethan Migliori made a motion to approve of Recreation Special Service District Operating Assistance Loan. The motion was seconded by Commissioner Paul Cowley. The motion passed.

(15)

ELECTED OFFICIALS REPORT

Commissioner Brady asked Randy Johnson to report on activity at the legislature.

Mr. Johnson reported on several bills being presented in the Legislature. HB158 deals with filing dates, HB115 deals with straight party voting, HB154 deals with career service council, HB224 deals with what an entity can use impact fees for, HB218 deals with water issues, and SB116 deals with the sale and transfer of water shares.

Commissioner Migliori

Commissioner Migliori reported on BEAR activity. Department of Workforce Services is working on the refining and gathering of statistics regarding wages.

Commissioner Cowley

Commissioner Cowley reported on attending the Open Meeting held at the Salt Lake Library regarding the EPA and Power Plants. He indicated that there was good representation from Emery and Carbon Counties. He added that 90% of those attending opposed what the EPA was trying to do. He added he hopes the EPA recognizes these are their recommendations to begin with and hopes that they pull back from this effort.

Commissioner Brady

Commissioner Brady suggested putting a link to the EPA Comment section on the Emery County website. He also attended the Open Meeting regarding the EPA and Power Plants. He added that this is all regarding the haze issues in the National Parks. The EPA has been invited to come here to hold their meeting not in SLC. They need to come and tour the power plants to see for themselves.

Commissioner Paul Cowley made a motion to leave the regular Commission Meeting and move into a Public Hearing/Open House and upon completion of the Public hearing return to the regular meeting. The motion was seconded by Commissioner Ethan Migliori. The motion passed.

(16)

5:00 P.M. - 6:30 P.M. PUBLIC HEARING/OPEN HOUSE- NRCS/FERRON CANAL RESERVOIR COMPANY/EMERY COUNTY INVITE PUBLIC COMMENT ON THE PROPOSED REHABILITATION OF THE MILLSITE DAM IN EMERY COUNTY. PUBLIC PARTICIPATION IS A VITAL COMPONENT IF THIS PROJECT. COPIES OF DRAFT PLAN-EA IS NOW AVAILABLE.

Commissioner Keith Brady welcomed everyone to the Public Hearing and turned the time over to Tracy Behling for an introduction of key individuals and the purpose of the Public Hearing.

Norm Evenstad-NRCS reviewed the planning and environmental assessment summary of the proposed rehabilitation of the Millsite Dam in Emery County.

Eric Dixon- Utah Division of Water Resources reviewed the rehabilitation alternatives and features of the proposed rehabilitation of the Millsite Dam.

Mr. Evenstad and Mr. Dixon answered questions from the public.

Tom Lloyd asked what is the process for mitigating the impact on fish and wildlife?

Eric Luke asked a question regarding excavation and the specified depth of the dam.

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Patsy Stoddard, Emery County Progress asked if those individuals who rely on irrigation will be able to irrigate this year? Mr. Dixon indicated that they hope to speed up the draining of Millsite a little faster this year. In 2017 they will have a reduced amount coming out. But it will not stop altogether.

Eric Luke asked how to anticipate the RFP process to be advertised? Mr. Evenstad answered to watch on their website.

Questions ended and they returned to the regular meeting.

(17)

ADJOURNMENT

The meeting was adjourned.

ATTEST:_____ COMMISSIONER:_____